

MAY 21 2004

IFW AF \$ 1651



PATENT  
Customer No. 22,852  
Attorney Docket No. 04853.0073

**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of: ) Confirmation No. 8411  
Hisashi SEMBA et al. ) Group Art Unit: 1651  
Application No.: 09/870,821 ) Examiner: S. Saucier  
Filed: June 1, 2001 )  
For: AN ENZYME REACTION )  
METHOD AND A METHOD FOR )  
ENZYMATICALLY PRODUCING )  
AN OPTICALLY ACTIVE )  
CYANOHYDRIN )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL**

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated December 22, 2003, of the Examiner.

The items checked below are appropriate:

1. ☐ A Petition for extension of time to respond to the final rejection was filed on [Date] extending the period for response to [Date].
2. ☒ A Petition for extension of time to further extend the period for response to May 22, 2004, is enclosed. Please charge \$420.00 to Deposit Account No. 06-0916 for two-month extension fee.
3. ☒ The Appeal Fee of \$330.00 (or \$165.00 if by small entity)  
☐ is enclosed or ☒ is to be charged to Deposit Account No. 06-0916.
4. ☒ Please charge a total of \$750.00 to Deposit Account No. 06-0916 to cover the above fees.

05/25/2004 AWONDAF1 00000047 060916 09870821

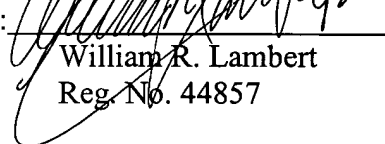
01 FC:1401 330.00 DA  
02-FC:1252 420.00 DA

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: May 21, 2004

By:   
William R. Lambert  
Reg. No. 44857  
Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
Customer No. 22,852

**CERTIFICATE OF EXPRESS MAILING**

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I hereby certify that this correspondence is being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.

Date: May 21, 2004

Signed:   
Linda Phillips